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10 IN THE UNITED STATES DISTRICT COURT  
11 FOR THE EASTERN DISTRICT OF CALIFORNIA  
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13 LYNN NOYES, )  
14 Plaintiff, ) 2:02-cv-2685-GEB-CMK  
15 v. ) ORDER  
16 KELLY SERVICES, INC., ) STAYING EXECUTION OF JUDGMENT  
17 a corporation, )  
18 Defendant. )  
\_\_\_\_\_)

19 On April 21, 2008, Defendant filed a motion seeking judgment  
20 as a matter of law or in the alternative a new trial under Federal  
21 Rules of Civil Procedure 50(b) and 59. Defendant also requested a  
22 stay of execution of the judgment under Federal Rule of Civil  
23 Procedure 62(b) "until such time as [the court] rules on Kelly's  
24 renewed motion for judgment as a matter of law and its motion for a  
25 new trial." (Mot. at 18:19-19:2.) Plaintiff has not opposed  
26 Defendant's request for a stay.

27 Federal Rule of Civil Procedure 62(b) prescribes "the court  
28 may stay the execution of a judgment-or any proceeding to enforce it-

1 pending the disposition of [a] motion[] for judgment as a matter of  
2 law [or] for a new trial . . . ." Accordingly, execution of the  
3 judgment is stayed until the court rules on Defendant's motion filed  
4 April 21, 2008, in which it seeks judgment as a matter of law or in  
5 the alternative a new trial under Federal Rules of Civil Procedure  
6 50(b) and 59.

7 IT IS SO ORDERED.  
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Dated: June 4, 2008

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11 GARLAND E. BURRELL, JR.  
12 United States District Judge  
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